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8 UNITED STATES DISTRICT COURT
9 SOUTHERN DISTRICT OF CALIFORNIA
10 **(HONORABLE RUBEN B. BROOKS)**

11 UNITED STATES OF AMERICA,)

Case No. 08cr0369-JLS

12 Plaintiff,)

13 v.)

**JOINT MOTION TO EXTEND THE TIME
FOR TAKING DEPOSITIONS OF THE
MATERIAL WITNESSES**

15 **CHEONG SAU WONG,**)
16 **XU JUN LEE,**)

17 Defendants.)

18 TO: KAREN HEWITT, UNITED STATES ATTORNEY;
19 A. DALE BLAKENSHIP, ASSISTANT UNITED STATES ATTORNEY;
20 AL SMITHSON, ATTORNEY FOR THE MATERIAL WITNESSES;
STEVEN FELDMAN, ATTORNEY FOR XU JUN LEE.

21 Cheong Sau Wong, by and through his attorneys, Leila W. Morgan and Federal Defenders of San
22 Diego, counsel for Mr. Wong, jointly moves with Assistant United States Attorney A. Dale Blakenship, Steven
23 Feldman, counsel for the co-defendant, Xu Jun Lee, and Al Smithson, at counsel for the material witnesses,
24 that the time for taking the material witness depositions be extended from May 1, 2008, until May 8, 2008.

25 The parties began taking the depositions in this case on April 16, 2008, at 9:00 a.m. The depositions
26 were then continued at the request of defense counsel until April 29, 2008. Depositions resumed as scheduled.
27 As of this filing, the parties have taken seventeen hours of testimony, and have completed the deposition of
28 one witness, Liqiu Lin, and are near completion of another witness, Ming Zhou Zhu. Three additional

witnesses remain to be deposed. All parties have worked diligently to proceed with the depositions in the most expeditious manner possible. However, the process is taking longer than originally planned. In order to facilitate the completion of the depositions the parties have agreed to continue taking testimony from the witnesses on: Friday, May 2, 2008, beginning at 1:30 p.m., in order to accommodate the schedule of the interpreter and other parties; Monday, May 5, 2008, beginning at 10:30 a.m.; Tuesday, May 6, 2008, beginning at 9:00 a.m.; Wednesday, May 7, 2008 beginning at 9:00 a.m.; and Thursday, May 8, 2008, beginning at 9:00 a.m. Testimony has been and will be taken until 4:00 p.m. on all days, due to the requirements of the United States Marshall's Service regarding the transportation of the material witnesses to the facilities where they are housed.

Additionally, the parties anticipate that this Court will receive stipulations requesting the release of both Mr. Lin and Ms. Zhu on Thursday, May 1, 2008, as their testimony is completed. The parties have agreed to request the release of each material witness at the conclusion of their testimony, such that they will not remain in custody any longer than necessary.

The parties are confident that the depositions will conclude before the date of May 8, 2008, but request that this Court extend the period for taking the depositions until that date to ensure the completion of the depositions. All parties have agreed to the schedule and will be available to complete the depositions on these dates.

For the foregoing reasons, the parties jointly request that the time for the taking of the material witness depositions be extended from May 1, 2008, until May 8, 2008.

Dated: April 30, 2008

/s/ Leila W. Morgan
LEILA W. MORGAN.
 Federal Defenders of San Diego, Inc.
 Attorneys for Mr. Wong
 Leila_Morgan@fd.org

Dated: April 30, 2008

/s/ Steven Feldman
STEVEN FELDMAN
 Attorney for Mr. Lee

Dated: April 30, 2008

/s/ A. Dale Blankenship
A. DALE BLAKENSHIP
 Assistant United States Attorney

Dated: April 30, 2008

/s/ Al Smithson
AL SMITHSON
 Attorney for the Material Witness

CERTIFICATE OF SERVICE

Counsel for Defendant certifies that the foregoing pleading is true and accurate to the best of her information and belief, and that a copy of the foregoing document has been served this day upon:

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Dated: April 30, 2008

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